

1 ROB BONTA
Attorney General of California
2 JEFFREY R. VINCENT
Supervising Deputy Attorney General
3 KYMBERLY E. SPEER
Deputy Attorney General
4 State Bar No. 121703
1515 Clay Street, 20th Floor
5 P.O. Box 70550
Oakland, CA 94612-0550
6 Telephone: (510) 879-0985
Fax: (510) 622-2270
7 E-mail: Kymberly.Speer@doj.ca.gov

8 *Attorneys for Defendant State of California,*
9 *appearing by and through its California Highway Patrol,*
and Michael Griffin

10
11 IN THE UNITED STATES DISTRICT COURT
12 FOR THE NORTHERN DISTRICT OF CALIFORNIA
13 OAKLAND
14

15 **ESTATE OF CHARLES CHIVRELL;**
16 **ARIELLE CHIVRELL, K.C. and D.C.,**

17 Plaintiffs,

18 v.

19 **CITY OF ARCATA; ARCATA POLICE**
20 **DEPARTMENT; BRIAN AHEARN;**
21 **BRIAN HOFFMAN; JOSEPH RODES;**
22 **STATE OF CALIFORNIA;**
23 **CALIFORNIA HIGHWAY PATROL;**
MICHAEL GRIFFIN; DOES 1-20,

24 Defendants.

4:22-cv-00019 HSG

**STIPULATED ADMINISTRATIVE
MOTION TO ADVANCE HEARING
DATE; ~~PROPOSED~~ ORDER**

(Local Rule 7-11)

Courtroom: 2 – 4th Floor
Judge: Hon. Haywood S. Gilliam, Jr.
Trial Date: None set
Action Filed: January 4, 2022

24 Pursuant to Local Rule 7-11, Plaintiffs and Defendant State of California, appearing
25 by and through its California Highway Patrol, and Michael Griffin (the CHP Defendants),
26 hereby stipulate, and so move this Court, for an administrative order advancing the hearing date
27 on the CHP Defendants' motion to dismiss (ECF No. 26) from June 23, 2022 to June 2, 2022.

28 ///

The grounds for this administrative motion are that the motion to dismiss filed by Defendants City of Arcata, Arcata Police Department and related defendants (the Arcata Defendants), ECF Nos. 21 and 23, is set for hearing on June 2, 2022. Both motions address the sufficiency of the Complaint, ECF No. 1. Having the two motions heard together, rather than in two hearings separated by nearly three weeks, will promote judicial economy as it will allow the sufficiency of the pleadings to be resolved in one hearing and at the earliest possible date, and aid in calendaring further deadlines and events in this case.

IT IS SO STIPULATED.

Dated: March 15, 2022

LAW OFFICE OF MARK E. MERIN

/s/ Paul Masuhara

(as authorized March 16, 2022)

MARK E. MERIN, ESQ.

PAUL H. MASUHARA, III, ESQ.

Attorneys for Plaintiffs

Estate of Charles Chivrell; Arielle Chivrell, K.C. and D.C.

Dated: March 15, 2022

ALLEN, GLAESSNER, HAZELWOOD & WERTH, LLP

/s/ John Robinson

(as authorized March 16, 2022)

PATRICK D. MORIARTY, ESQ.

JOHN B. ROBINSON, ESQ.

Attorneys for Defendants

City of Arcata; Arcata Police Department;

Brian Ahearn; Brian Hoffman; and Joseph Rodes

Dated: March 15, 2022

ROB BONTA

Attorney General of California

Jeffrey R. Vincent

Supervising Deputy Attorney General

Kimberly E. Speer

KIMBERLY E. SPEER

Deputy Attorney General

Attorneys for Defendant State of California

*appearing by and through its California Highway Patrol,
and Michael Griffin*

~~[PROPOSED]~~
ORDER ON STIPULATION

Good cause appearing therefor, IT IS HEREBY ORDERED THAT the hearing on ECF No. 26 is hereby advanced from June 23, 2022 to June 2, 2022, at 2:00 p.m.

Dated: 3/18/2022


HON. HAYWOOD S. GILLIAM, JR.

OK2022400091